

VIRGINIA:

## BEFORE THE VIRGINIA GAS AND OIL BOARD

INSTRUMENT PREPARED BY  
VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
VGOB 03-0218-1115ELECTIONS: UNIT BC-120  
(herein "Subject Drilling Unit")REPORT OF BOARDFINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on November 21, 2003 which was recorded at Deed Book 597, Page 999 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on December 5, 2003, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed CNX GAS COMPANY LLC (herein "Designated Operator") to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates whether or not the escrow of funds is required with regard to Unit BC-120;

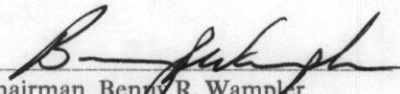
Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, Wachovia Bank, Corporate Trust PA1328, 123 Broad Street, Philadelphia, PA 19109-1199, Attn: Rachel Rafferty or any successor named by the Board to establish interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven (7) days from the date of receipt of this Order.

Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

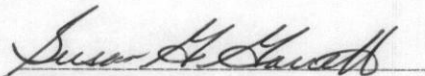
Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 8<sup>th</sup> day of October, 2004, by a majority of the Virginia Gas and Oil Board.

  
Chairman, Benny R. Wampler

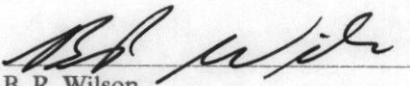
STATE OF VIRGINIA  
COUNTY OF WISE

Acknowledged on this 8<sup>th</sup> day of October, 2004, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny R. Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

  
Susan G. Garrett  
Notary

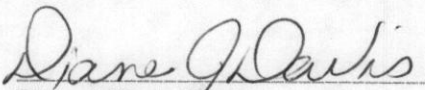
My commission expires: 7-31-04.

DONE AND PERFORMED THIS 13<sup>th</sup> day of October, 2004, by Order of the Board.

  
B. R. Wilson,  
Principal Executive to the Board

STATE OF VIRGINIA  
COUNTY OF WASHINGTON

Acknowledged on this 13<sup>th</sup> day of October, 2004, personally before me a notary public in and for the Commonwealth of Virginia, appeared B. R. Wilson, being duly sworn did depose and say that he is Director of the Division of Gas & Oil Board and Principal Executive to the Board, that he executed the same and was authorized to do so.

  
Diane J. Davis, Notary

My commission expires: 9/30/05.

VIRGINIA:

Order Recorded Under Code of  
Virginia Section 45.1-361.26



## Exhibit A

## BEFORE THE VIRGINIA GAS AND OIL BOARD

## IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit BC-120  
VGOB 03-0218-1115 in the New Garden District of Russell County, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (herein "Designated Operator") REGARDING ELECTIONS,  
ESCROW AND SUPPLEMENTAL ORDER

Leslie K. Arrington, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX Gas Company LLC, as a Manager - Environmental / Permitting and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on November 21, 2003, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Abingdon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the counties identified above; that said Order was recorded on December 5, 2003;

That the designated operator CNX GAS COMPANY LLC has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

None

That Respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of November 21, 2003;

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

See attached Exhibit E

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

None

That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

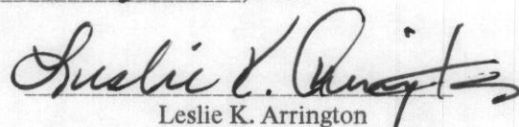
None

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements that allow the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

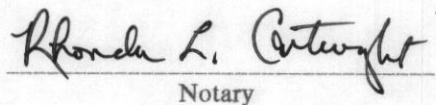
See attached Exhibit EE

That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Tazewell, Virginia, this 29<sup>th</sup> day of SEPTEMBER, 2004.

  
Leslie K. Arrington

Taken, subscribed and sworn to before me by Leslie K. Arrington as a Manager - Environmental / Permitting for CNX Gas Company LLC, on behalf of the corporate Designated Operator, this 29<sup>th</sup> day of September, 2004.

  
Notary

My commission expires: 10/31/05.

PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED  
BY CNX LAND RESOURCES, Inc. AND WERE NOT SURVEYED.

BOOK 597 PAGE 1070  
BOOK 618 PAGE 956

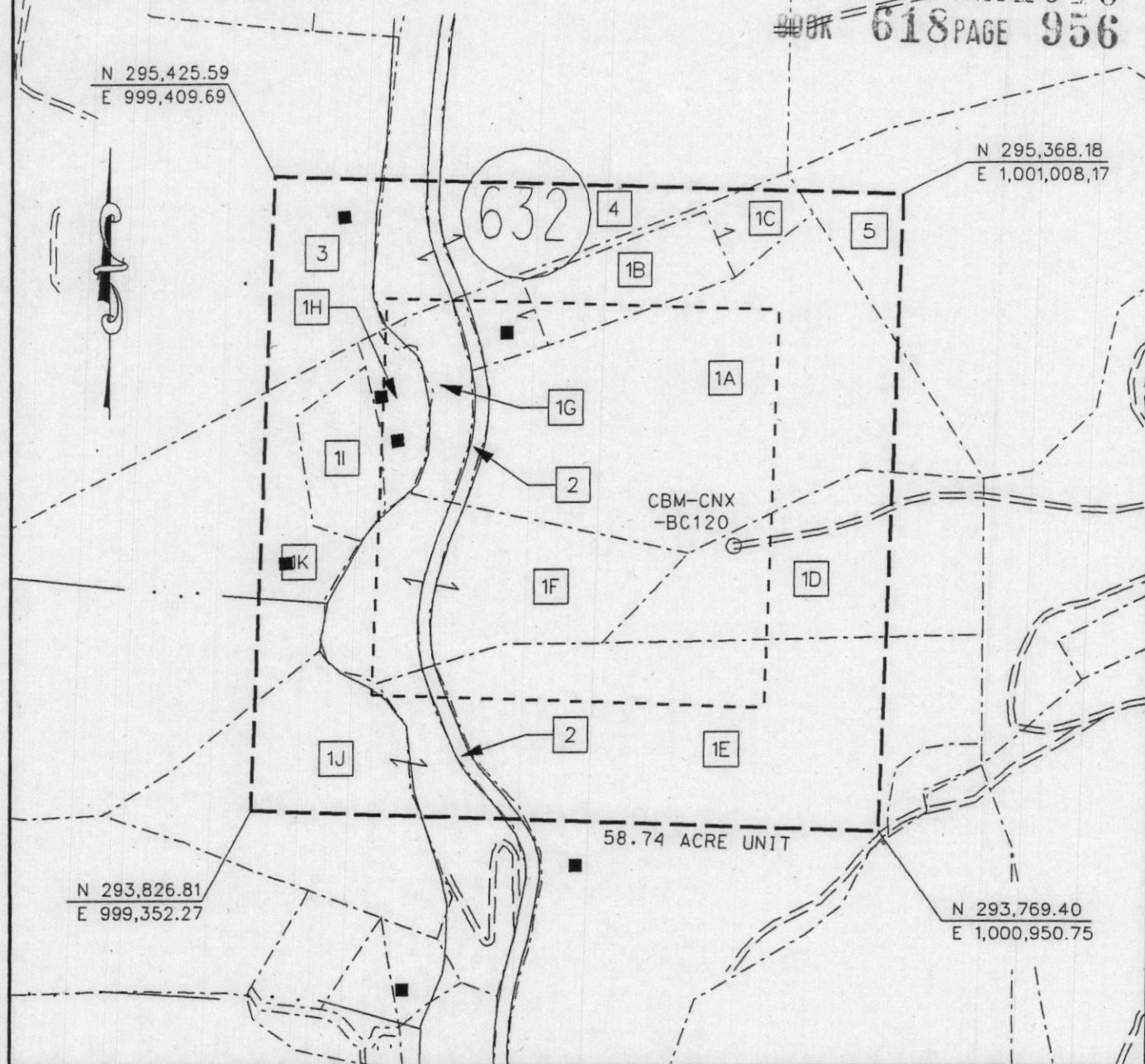


EXHIBIT A  
MIDDLE RIDGE 1 FIELD  
UNIT BC-120  
FORCE POOLING  
VGOB-03-0218-1115

Company CONSOL Energy Inc. Well Name and Number UNIT BC-120  
Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Honaker  
County Russell District New Garden Scale: 1" = 400' Date 1/14/03  
This plat is a new plat X ; an updated plat \_\_\_\_\_ ; or a final plat \_\_\_\_\_

Form DGO-GO-7  
Rev. 9/91

Charles O. Noys  
Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)



**CONSOL Energy Inc.****Unit BC-120****Tract Identifications  
(58.74 Acre Unit)**

- 1A. Swords Creek Land Partnership Tr. 13 – Coal  
 Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
 Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased  
 Reserve Coal Properties Company – CBM Leased  
 E. P. Whited Heirs, Devisees, Successors or Assigns OR Wayne Bostic – Surface  
 and All Minerals except Coal  
 CNX Gas Company, LLC – Oil, Gas and CBM Leased (Wayne Bostic Interest)  
 CNX Gas Company, LLC – Oil, Gas and CBM Leased (E. P. Whited Interest 99.99%)  
 13.21 acres                      22.4889%
- 1B. Swords Creek Land Partnership Tr. 13 – Coal  
 Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
 Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased  
 Reserve Coal Properties Company – CBM Leased  
 Joseph Shelton – Surface and All Minerals except Coal  
 2.05 acres                      3.4900%
- 1C. Swords Creek Land Partnership Tr. 13 – Coal  
 Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
 Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased  
 Reserve Coal Properties Company – CBM Leased  
 Audrey Ward, et al – Surface and All Minerals except Coal  
 1.69 acres                      2.8771%
- 1D. Swords Creek Land Partnership Tr. 13 – Coal  
 Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
 Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased  
 Reserve Coal Properties Company – CBM Leased  
 Melba Stephens, et al – Surface and All Minerals except Coal  
 CNX Gas Company, LLC – Oil, Gas and CBM Leased  
 4.46 acres                      7.5928%
- 1E. Swords Creek Land Partnership Tr. 13 – Coal  
 Reserve Coal Properties – Coal Below Tiller Seam Leased  
 Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased  
 Reserve Coal Properties Company – CBM Leased  
 Julius Steele, et ux – Surface and All Minerals except Coal  
 CNX Gas Company, LLC – Oil, Gas and CBM Leased  
 10.98 acres                      18.6925%
- 1F. Swords Creek Land Partnership Tr. 13 – Fee  
 Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
 Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased  
 Reserve Coal Properties Company – CBM Leased  
 6.00 acres                      10.2145%

**CONSOL Energy Inc.****Unit BC-120****Tract Identifications  
(58.74 Acre Unit)**

- 1G. Swords Creek Land Partnership Tr. 13 – Fee  
Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased  
Reserve Coal Properties Company – CBM Leased  
1.36 acres 2.3153%
- 1H. Swords Creek Land Partnership Tr. 13 – Fee  
Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased  
Reserve Coal Properties Company – CBM Leased  
1.12 acres 1.9067%
- 1I. Swords Creek Land Partnership Tr. 13 – Coal  
Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased  
Reserve Coal Properties Company – CBM Leased  
Harvey Plaster – Surface and All Minerals except Coal  
1.64 acres 2.3664%
- 1J. Swords Creek Land Partnership Tr. 13 – Coal  
Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased  
Reserve Coal Properties Company – CBM Leased  
Charlie Powell – Surface and All Minerals except Coal  
CNX Gas Company, LLC – Oil, Gas and CBM Leased  
4.21 acres 4.9881%
- 1K. Swords Creek Land Partnership Tr. 13 – Coal  
Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased  
Reserve Coal Properties Company – CBM Leased  
James Plaster Heirs, Successors or Assigns – Surface and All Minerals except Coal  
2.77 acres 6.4522%
2. Swords Creek Land Partnership Tr. 13 – Coal  
Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation – Tiller and Above Coal Seams Leased  
Reserve Coal Properties Company – CBM Leased  
Commonwealth of Virginia – Surface and All Minerals except Coal  
1.39 acres 1.9408%



**CONSOL Energy Inc.**  
**Unit BC-120**  
**Tract Identifications**  
**(58.74 Acre Unit)**

3. Swords Creek Land Partnership Tr. 57 OR A. Wayne Bostic, et al (1/2) and Creola Blake Heirs, Successors or Assigns (1/2) OR A. Wayne Bostic, et al (7/16), Creola Blake Heirs, Successors or Assigns (7/16) and Swords Creek Land Partnership Tr. 57 (1/8) – Fee  
Reserve Coal Properties Company – Coal Below Tiller Seam Leased (100% Leased If owned by Swords Creek Land Partnership)  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
Reserve Coal Properties Company – Oil, Gas and CBM Leased (100% Leased if A. Wayne Bostic and/or Swords Creek Land Partnership are the only owners. Blake Heirs interest is not leased.)  
2.93 acres                      2.7920%
4. Swords Creek Land Partnership Tr. 54 – Fee  
Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
Reserve Coal Properties Company – Oil, Gas and CBM Leased  
3.79 acres                      7.1671%
5. Swords Creek Land Partnership Tr. 25 – Coal, Oil and Gas  
Reserve Coal Properties Company – Coal Below Tiller Seam Leased  
Knox Creek Coal Corporation – Above Drainage Coal Leased  
Reserve Coal Properties Company – CBM Leased  
E. P White Heirs or Wayne Bostic – Surface  
Reserve Coal Properties Company – Oil, Gas and CBM Leased  
1.14 acres                      4.7156%



Exhibit B-3  
CBM-CNX-BC120  
Docket #VGOB 03-0218-1115  
List of all Unleased Owners/Claimants  
(58.74 Acre Unit)

BOOK 618 PAGE 960  
BOOK 597 PAGE 1014

	Acres in Unit	Interest in Unit
<b>I. COAL FEE OWNERSHIP</b>		
<u>Tract #3, 2.93 acres</u>		
(2) Creola Blake Heirs, Devisees, Successors or Assigns <i>Addresses Unknown</i>	1.465 acres 1/2 of 2.93 acres	2.4940%
(OR)		
(2) Creola Blake Heirs, Devisees, Successors or Assigns <i>Addresses Unknown</i>	1.282 acres 7/16 of 2.93 acres	2.1823%
<b>II. OIL &amp; GAS FEE OWNERSHIP</b>		
<u>Tract #1A, 13.21 acres</u>		
(1) E. P. Whited Heirs, Devisees, Successors or Assigns	13.21 acres	22.4889%
(o) Leslie G. Sigmon 2069 Beach Drive Akron, OH 44312	0.013 acres 0.0990% of 13.21 acres	0.0223%
<u>Tract #1B, 2.05 acres</u>		
(1) Joseph Shelton P.O. Box 344 Swords Creek, VA 24649	2.05 acres	3.4900%
<u>Tract #1C, 1.69 acres</u>		
(1) Audrey Ward, et al.	1.69 acres	2.8771%
(a) Audrey Ward Rt.1 Box 214 Swords Creek, VA 24649	0.188 acres 1/9 of 1.69 acres	0.3197%
(b) Kathy S. Casey Rt.1 Box 191L Swords Creek, VA 24649	0.188 acres 1/9 of 1.69 acres	0.3197%
(c) Janie R. Shelton P.O. Box 344 Swords Creek, VA 24649	0.188 acres 1/9 of 1.69 acres	0.3197%
(d) Darlene L. Whited P.O. Box 312 Raven, VA 24639	0.188 acres 1/9 of 1.69 acres	0.3197%
(e) Mary E. Thomas P.O. Box 2171 Honaker, VA 24260	0.188 acres 1/9 of 1.69 acres	0.3197%

Exhibit B-3  
CBM-CNX-BC120  
Docket #VGOB 03-0218-1115  
List of all Unleased Owners/Claimants  
(58.74 Acre Unit)

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BOOK 597 PAGE 1015

	Acres in Unit	Interest in Unit
(f) Jackie W. Ward P.O. Box 2073 Honaker, VA 24260	0.188 acres 1/9 of 1.69 acres	0.3197%
(g) Ralph B. Ward Rt.1 Box 214 Swords Creek, VA 24649	0.188 acres 1/9 of 1.69 acres	0.3197%
(h) Patty L. Dye Rt.1 Box 47B Raven, VA 24639	0.188 acres 1/9 of 1.69 acres	0.3197%
(i) Shirley M. Tuggle P.O. Box 372 Raven, VA 24639	0.188 acres 1/9 of 1.69 acres	0.3197%
<b><u>Tract #1I, 1.64 acres</u></b>		
(1) Harvey Plaster RR2 Box 170 Honaker, VA 24260	1.64 acres	2.7920%
<b><u>Tract #1K, 2.77 acres</u></b>		
(1) James Plaster Heirs, Devisees, Successors or Assigns c/o Harvey Plaster RR2 Box 170 Honaker, VA 24260	2.77 acres	4.7157%
<b><u>Tract #2, 1.39 acres</u></b>		
(1) Commonwealth of Virginia P.O. Box 1768 Bristol, VA 24203	1.36 acres	2.3153%
<b><u>Tract #3, 2.93 acres</u></b>		
(2) Creola Blake Heirs, Devisees, Successors or Assigns Addresses Unknown	2.93 1.465 acres 1/2 of 2.93 acres	2.4940%
(OR)		
(2) Creola Blake Heirs, Devisees, Successors or Assigns Addresses Unknown	1.282 acres 7/16 of 2.93 acres	2.1823%



Exhibit E  
Unit BC-120  
Docket #VGOB 03-0218-1115

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List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<u>Tract #1A, 13.21 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Swords Creek Land Partnership, Tr.13 P.O. Box 187 Tazewell, VA 24651	13.21 acres	22.4889%
<u>OIL &amp; GAS FEE OWNERSHIP</u>		
(1) E. P. Whited Heirs, Devisees, Successors or Assigns	13.21 acres	22.4889%
(a) Betty W. Cole 511 Island Road Bristol, VA 24201	0.218 acres 1.6500% of 13.21 acres	0.3711%
(b) Vivian Dawson 2907 Greenlawn Drive Seven Hills, OH 44134	0.655 acres 4.9600% of 13.21 acres	1.1155%
(c) Corine W. Dye Rt.2 Box 155 Honaker, VA 24649	2.616 acres 19.8000% of 13.21 acres	4.4528%
(d) Sharon L. Hubbard P.O. Box 164 Swords Creek, VA 24649	0.013 acres 0.0990% of 13.21 acres	0.0223%
(e) Loretta Jones Rt.1 Box 548 Swords Creek, VA 24649	0.655 acres 4.9600% of 13.21 acres	1.1155%
(f) Jana Carolyn McCann 979 Warrentown Road Mansfield, CT 06250	0.873 acres 6.6100% of 13.21 acres	1.4865%
(g) Stevie Frederick MuNulty Rt.2 Box 229 Honaker, VA 24649	0.873 acres 6.6100% of 13.21 acres	1.4865%
(h) Lora L. Messer 2649 Bowman Street Mansfield, OH 44903	0.013 acres 0.0990% of 13.21 acres	0.0223%
(i) Judy W. Miller Rt.1 Box 189 Swords Creek, VA 24649	0.218 acres 1.6500% of 13.21 acres	0.3711%
(j) Carol A. Dye Musick Rt.1 Box 193 Swords Creek, VA 24649	0.013 acres 0.0990% of 13.21 acres	0.0223%
(k) Donna Plaster 105 Shannon Heights Richlands, VA 24641	0.218 acres 1.6500% of 13.21 acres	0.3711%

Exhibit E  
Unit BC-120

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Docket #VGOB 03-0218-1115

List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit
(m) Janis K. Ray 1097 River Drive Mansfield, OH 44906	0.013 acres 0.0990% of 13.21 acres	0.0223%
(n) Larry G. Sigmon P.O. Box 1453 Honaker, VA 24649	0.013 acres 0.0990% of 13.21 acres	0.0223%
(o) Leslie G. Sigmon 2069 Beach Drive Akron, OH 44312	0.013 acres 0.0990% of 13.21 acres	0.0223%
(p) Ricky D. Sigmon P.O. Box 152 Mavisdale, VA 24627	0.013 acres 0.0990% of 13.21 acres	0.0223%
(q) Julius Steele Rt.1 Box 209 Swords Creek, VA 24649	0.655 acres 4.9600% of 13.21 acres	1.1155%
(r) Melba S. Stephens Box 49 Vansant, VA 24656	0.655 acres 4.9600% of 13.21 acres	1.1155%
(s) Brenda Joyce Strouth 175 Shaker Road Enfield, CT 06082	0.873 acres 6.6100% of 13.21 acres	1.4865%
(t) L. Karen Webb 825 Big Creek Road Richlands, VA 24641	0.218 acres 1.6500% of 13.21 acres	0.3711%
(u) David A. Whited Box 215 Richlands, VA 24641	0.218 acres 1.6500% of 13.21 acres	0.3711%
(v) Esta Madeline Whited 145 Akron Road Wadsworth, OH 44281	2.621 acres 19.8400% of 13.21 acres	4.4618%
(v) J.B. Whited Heirs, Devisees, Successors or Assigns c/o Geneva Chervenik 2942 Silver Lake Village Stow, OH 44224	0.010 acres 0.0794% of 13.21 acres	0.0179%
(x) James P. Whited 2830 Sprague Street Winston Salem, NC 27107	0.218 acres 1.6500% of 13.21 acres	0.3711%
(y) Pearl J. Whited 128 Glenwood Street Cedar Bluff, VA 24609	0.873 acres 6.6100% of 13.21 acres	1.4865%



Exhibit E  
Unit BC-120  
Docket #VGOB 03-0218-1115  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

BOOK 618 PAGE 964

	Acres in Unit	Interest in Unit
(z) Randall G. Whited 207 Center Street Richlands, VA 24641	0.218 acres 1.6500% of 13.21 acres	0.3711%
(aa) Rebecca L. Wilson 3757 Swetzer St. NW Uniontown, OK 44685	0.013 acres 0.0990% of 13.21 acres	0.0223%

Tract #1B, 2.05 acres

COAL FEE OWNERSHIP

(1) Swords Creek Land Partnership, Tr.13 P.O. Box 187 Tazewell, VA 24651	2.05 acres	3.4900%
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OIL & GAS FEE OWNERSHIP

(1) Joseph Shelton P.O. Box 344 Swords Creek, VA 24649	2.05 acres	3.4900%
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Tract #1C, 1.69 acres

COAL FEE OWNERSHIP

(1) Swords Creek Land Partnership, Tr.13 P.O. Box 187 Tazewell, VA 24651	1.69 acres	2.8771%
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OIL & GAS FEE OWNERSHIP

(1) Audrey Ward, et al.	1.69 acres	2.8771%
(a) Audrey Ward Rt.1 Box 214 Swords Creek, VA 24649	0.188 acres 1/9 of 1.69 acres	0.3197%
(b) Kathy S. Casey Rt.1 Box 191L Swords Creek, VA 24649	0.188 acres 1/9 of 1.69 acres	0.3197%
(c) Janie R. Shelton P.O. Box 344 Swords Creek, VA 24649	0.188 acres 1/9 of 1.69 acres	0.3197%
(d) Darlene L. Whited P.O. Box 312 Raven, VA 24639	0.188 acres 1/9 of 1.69 acres	0.3197%
(e) Mary E. Thomas P.O. Box 2171 Honaker, VA 24260	0.188 acres 1/9 of 1.69 acres	0.3197%

Exhibit E  
Unit BC-120  
Docket #VGOB 03-0218-1115  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

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	Acre in Unit	Interest in Unit
(f) Jackie W. Ward P.O. Box 2073 Honaker, VA 24260	0.188 acres 1/9 of 1.69 acres	0.3197%
(g) Ralph B. Ward Rt.1 Box 214 Swords Creek, VA 24649	0.188 acres 1/9 of 1.69 acres	0.3197%
(h) Patty L. Dye Rt.1 Box 47B Raven, VA 24639	0.188 acres 1/9 of 1.69 acres	0.3197%
(i) Shirley M. Tuggle P.O. Box 372 Raven, VA 24639	0.188 acres 1/9 of 1.69 acres	0.3197%

**Tract #1D, 4.46 acres**

**COAL FEE OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.13 P.O. Box 187 Tazewell, VA 24651	4.46 acres	7.5928%
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**OIL & GAS FEE OWNERSHIP**

(1) Melba Stephens, et al.	4.46 acres	7.5928%
(a) Julius Steele Rt.1 Box 209 Swords Creek, VA 24649	1.115 acres 1/4 of 4.46 acres	1.8982%
(b) Loretta Jones Rt.1 Box 548 Swords Creek, VA 24649	1.115 acres 1/4 of 4.46 acres	1.8982%
(c) Melba S. Stephens Box 49 Vansant, VA 24656	1.115 acres 1/4 of 4.46 acres	1.8982%
(d) Vivian Dawson 2907 Greenlawn Drive Seven Hills, OH 44134	1.115 acres 1/4 of 4.46 acres	1.8982%

**Tract #1E, 10.98 acres**

**COAL FEE OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.13 P.O. Box 187 Tazewell, VA 24651	10.98 acres	18.6925%
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Exhibit E  
Unit BC-120  
Docket #VGOB 03-0218-1115  
List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

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	Acres in Unit	Interest in Unit
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) Julius Steele, et ux. Rt.1 Box 209 Swords Creek, VA 24649	10.98 acres	18.6925%
<b><u>Tract #1I, 1.64 acres</u></b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.13 P.O. Box 187 Tazewell, VA 24651	1.64 acres	2.7920%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) Harvey Plaster RR2 Box 170 Honaker, VA 24260	1.64 acres	2.7920%
<b><u>Tract #1J, 4.21 acres</u></b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.13 P.O. Box 187 Tazewell, VA 24651	4.21 acres	7.1672%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) Charlie Powell Rt.1 Box 210 Swords Creek, VA 24649	4.21 acres	7.1672%
<b><u>Tract #1K, 2.77 acres</u></b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.13 P.O. Box 187 Tazewell, VA 24651	2.77 acres	4.7157%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) James Plaster Heirs, Devisees, Successors or Assigns c/o Harvey Plaster RR2 Box 170 Honaker, VA 24260	2.77 acres	4.7157%

List of Conflicting Owners/Claimants that require escrow  
(58.74 Acre Unit)

	Acres in Unit	Interest in Unit
<b><u>Tract #2, 1.39 acres</u></b>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.13 P.O. Box 187 Tazewell, VA 24651	1.39 acres	2.3664%
<b><u>OIL &amp; GAS FEE OWNERSHIP</u></b>		
(1) Commonwealth of Virginia P.O. Box 1768 Bristol, VA 24203	1.39 acres	2.3664%
<b><u>Tract #3, 2.93 acres</u></b>		
<i>Escrow due to title conflict</i>		
<b><u>COAL FEE OWNERSHIP</u></b>		
(1) Swords Creek Land Partnership, Tr.57 P.O. Box 187 Tazewell, VA 24651	2.93 acres	4.9881%
<b>(OR)</b>		
(1) A. Wayne Bostic, et al.	1.465 acres 1/2 of 2.93 acres	2.4940%
(a) A. Wayne & Rita C. Bostic P.O. Box 1 Swords Creek, VA 24649	0.488 acres 1/3 of 1.465 acres	0.8313%
(b) Robin Jones P.O. Box 220 Swords Creek, VA 24649	0.488 acres 1/3 of 1.465 acres	0.8313%
(c) Jeffery Bostic P.O. Box 220 Swords Creek, VA 24649	0.488 acres 1/3 of 1.465 acres	0.8313%
(2) Creola Blake Heirs, Devisees, Successors or Assigns <i>Addresses Unknown</i>	1.465 acres 1/2 of 2.93 acres	2.4940%
<b>(OR)</b>		
(1) A. Wayne Bostic, et al.	1.282 acres 7/16 of 2.93 acres	2.1823%
(a) A. Wayne & Rita C. Bostic P.O. Box 1 Swords Creek, VA 24649	0.427 acres 1/3 of 1.282 acres	0.7274%



Exhibit E  
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	Acres in Unit	Interest in Unit
(b) Robin Jones P.O. Box 220 Swords Creek, VA 24649	0.427 acres 1/3 of 1.282 acres	0.7274%
(c) Jeffery Bostic P.O. Box 220 Swords Creek, VA 24649	0.427 acres 1/3 of 1.282 acres	0.7274%
(2) Creola Blake Heirs, Devisees, Successors or Assigns <i>Addresses Unknown</i>	1.282 acres 7/16 of 2.93 acres	2.1823%
(3) Swords Creek Land Partnership, Tr.57 P.O. Box 187 Tazewell, VA 24651	0.366 acres 1/8 of 2.93 acres	0.6235%

**OIL & GAS FEE OWNERSHIP**

(1) Swords Creek Land Partnership, Tr.57 P.O. Box 187 Tazewell, VA 24651	2.93 acres	4.9881%
(OR)		
(1) A. Wayne Bostic, et al. <i>Addresses Unknown</i>	1.465 acres 1/2 of 2.93 acres	2.4940%
(a) A. Wayne & Rita C. Bostic P.O. Box 1 Swords Creek, VA 24649	0.488 acres 1/3 of 1.465 acres	0.8313%
(b) Robin Jones P.O. Box 220 Swords Creek, VA 24649	0.488 acres 1/3 of 1.465 acres	0.8313%
(c) Jeffery Bostic P.O. Box 220 Swords Creek, VA 24649	0.488 acres 1/3 of 1.465 acres	0.8313%
(2) Creola Blake Heirs, Devisees, Successors or Assigns <i>Addresses Unknown</i>	1.465 acres 1/2 of 2.93 acres	2.4940%
(OR)		
(1) A. Wayne Bostic, et al. P.O. Box 1 Swords Creek, VA 24649	1.282 acres 7/16 of 2.93 acres	2.1823%
(a) A. Wayne & Rita C. Bostic P.O. Box 1 Swords Creek, VA 24649	0.427 acres 1/3 of 1.282 acres	0.7274%